

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

DAVID R. BISHOP,

Defendant.

NO: 2:17-CR-0182-TOR-2

ORDER GRANTING MOTION TO  
CONTINUE SENTENCING

BEFORE THE COURT is Defendant's Motion to Continue Sentencing.  
ECF No. 98. The motion was submitted for consideration without oral argument.  
Having reviewed the file and the records therein, the Court is fully informed.  
Defendant is currently scheduled to appear before the Court for sentencing  
on December 3, 2019. He now moves, unopposed by the government, to continue  
the hearing date, as well as the interim filing deadlines, to February 2020 so that he  
can resolve serious medical issues prior to being sentenced, and otherwise prepare  
for sentencing. For good cause shown, Defendant's motion is granted.

ORDER GRANTING MOTION TO CONTINUE SENTENCING ~ 1

1           **ACCORDINGLY, IT IS HEREBY ORDERED:**

2           1. The sentencing hearing scheduled for December 3, 2019, is vacated and  
3 continued to **February 5, 2020, at 10:30 a.m.**, in Spokane, Washington. Absent  
4 truly exigent circumstances, the Court will not consider another request for a  
5 continuance of sentencing unless: (1) the request is made by written motion, (2) in  
6 accordance with Local Rule 7.1, and (3) the motion and supporting declaration are  
7 filed at least seven (7) days before the scheduled sentencing hearing.

8           2. The Defendant shall remain released pursuant to the conditions of  
9 release previously imposed in this matter. ECF Nos. 19; 20. **If a sentence of**  
10 **incarceration is imposed, the Defendant shall be taken into custody at the time**  
11 **of sentencing.**

12           3. The United States Probation Office has prepared and disclosed the  
13 Presentence Investigation Report (PSIR) pursuant to Fed. R. Crim. P. 32, and the  
14 deadline for filing objections has expired.

15           4. Not later than **January 17, 2020**, counsel shall file and serve all motions  
16 and memoranda pertaining to Defendant's sentence, including departures and  
17 variances, and sentencing recommendations. **FAILURE TO FILE AND SERVE**  
18 **A MOTION OR MEMORANDUM FOR UPWARD OR DOWNWARD**  
19 **DEPARTURE AND VARIANCES BY THIS DATE WILL BE DEEMED A**  
20 **WAIVER OF THE RIGHT TO DO SO.**

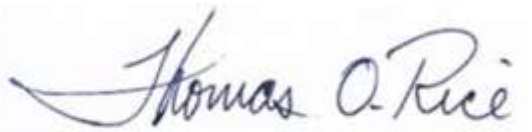
1           5. Not later than **January 24, 2020**, the opposing party shall file and serve  
2 its response limited to no more than seven (7) pages.

3           6. Defense counsel shall notify Defendant and ensure his attendance at  
4 every scheduled hearing.

5           **IT IS SO ORDERED.** The District Court Clerk is hereby directed to enter  
6 this Order and provide copies to counsel, the United States Probation Office, and  
7 the United States Marshal's Service.

8           DATED December 2, 2019.



  
THOMAS O. RICE  
Chief United States District Judge